

**MINUTES OF THE COMMITTEE
ON
APPROPRIATIONS**

Wednesday, September 5, 2007

9:00 a.m.

Room 352, State Capitol

The House Standing Committee on Appropriations was called to order by the Chairman, Representative George Cushingberry, Jr.

An Invocation was offered by Chairman Cushingberry.

Members present: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss and Nofs.

Members Absent/excused: Representatives Tobocman and Caul.

Chairman Cushingberry made opening comments.

Chairman Cushingberry laid before the Committee SB 233.

SB 233 Cropsey Appropriations; zero budget; judiciary; provide for fiscal year 2007-2008.

The Chairman recognized Mitch Bean, Director of the House Fiscal Agency. Viola Wild, Analyst for the House Fiscal Agency, gave an overview of the bills.

Representative Gillard moved to adopt Substitute (H-1) Draft 1 to SB 233.

Representative Byrnes supported the motion.

The motion prevailed by a vote of 28-0-0.

FAVORABLE ROLL CALL:

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Representative Gillard moved to report SB 233 substitute (H-1) Draft 1, as substitute (H-1).

Representative Byrnes supported the motion.

The motion prevailed by a vote of 17-0-11

FAVORABLE ROLL CALL

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, and Vagnozzi.

NAYS: None.

PASS: Representatives Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

Chairman Cushingberry laid before the Committee SB 231.

SB 231 George Appropriations; zero budget; department of history, arts, and libraries; provide for fiscal year 2007-2008.

Chairman Cushingberry acknowledged testimony cards to the bill from Mike Latvis in support not wishing to speak and Newcombe Clark wishing to speak, both representing ArtServe Michigan.

Chairman Cushingberry recognized Representative Vagnozzi for an explanation of the bill. Jan Wisniewski, Analyst from the House Fiscal Agency, gave further explanation of the bill.

Representative Vagnozzi moved to adopt Substitute (H-1) Draft 1 to SB 231.

Representative Jackson supported the motion.

The motion prevailed by a vote of 27-0-0.

FAVORABLE ROLL CALL:

YEAS: Representatives Cushingberry, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Representative Amos moved to adopt the following amendment to SB 231 substitute (H-1)
Draft 1:

1. Amend page 13, line 10, by striking out Section 223.

Representative Acciavatti supported the motion.

The motion prevailed by a vote of 28-0-0.

FAVORABLE ROLL CALL:

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Representative Vagnozzi moved to adopt the following amendments to to SB 231 substitute (H-1) Draft 1:

1. Amend page 3, following line 18, by inserting:

“Ending stereotypes for America grant..... \$100” and adjusting the subtotals, totals, and section 201 accordingly.

2. Amend page 3, line 25 by increasing the amount by \$100 and adjusting the subtotals, totals, and section 201 accordingly.

Representative Nofs supported the motion.

The motion prevailed by a vote of 28-0-0.

FAVORABLE ROLL CALL:

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None

Representative Vagnozzi moved to report SB 233 substitute (H-1) Draft 1 as amended, as substitute (H-1).

Representative Jackson supported the motion.

The motion prevailed by a vote of 17-2-9.

FAVORABLE ROLL CALL

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, and Vagnozzi.

NAYS: Representatives Acciavatti and Agema.

PASS: Representatives Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Moss, and Nofs.

Chairman Cushingberry laid before the committee SB 235.

SB 235 Garcia Appropriations; zero budget; department of military affairs; provide for fiscal year 2007-2008.

Chairman Cushingberry recognized Representative LeBlanc for an explanation of the bill. Jan Wisniewski, Analyst from the House Fiscal Agency, gave further explanation of the bill.

Representative LeBlanc moved to adopt Substitute (H-1) Draft 2 to SB 235.

Representative Espinoza supported the motion.

The motion prevailed by a vote of 27-0-0.

FAVORABLE ROLL CALL:

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Representative Acciavatti moved to adopt the following amendment to SB 235 substitute (H-1) Draft 2:

Representative LeBlanc moved to adopt Substitute (H-1) draft 2 to SB 235.

Representative Espinoza supported the motion.

The motion prevailed by a vote of 27-0-0.

FAVORABLE ROLL CALL:

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Representative Amos moved to adopt the following amendment to SB 235 substitute (H-1) Draft 2:

1. Amend page 15, line 21, by striking out all of Sec. 228.

Representative Acciavatti supported the motion.

The motion did not prevail by a vote of 10-17-1.

UNFAVORABLE ROLL CALL:

YEAS: Representatives Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss.

NAYS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, and Vagnozzi.

PASS: Representative Nofs.

Representative LeBlanc moved to report SB 235 substitute (H-1) Draft 2 as amended, as substitute (H-1).

Representative Jackson supported the motion.

The motion prevailed by a vote of 18-0-10.

FAVORABLE ROLL CALL

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi, and Nofs.

NAYS: None.

PASS: Representatives Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, and Moss.

Chairman Cushingberry laid before the committee SB 222.

SB 222	Brown	Appropriations; zero budget; department of agriculture; provide for fiscal year 2007-2008.
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Chairman Cushingberry recognized Representative Espinoza for opening comments on the bill. Bill Hamilton, Analyst from the House Fiscal Agency, gave further explanation of the bill.

Representative Espinoza moved to adopt Substitute (H-1) Draft 1 to SB 222.

Representative Spade supported the motion.

The motion prevailed by a vote of 28-0-0.

FAVORABLE ROLL CALL:

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Representative Espinoza moved to adopt the following amendments to SB 222 substitute (H-1)
Draft 1:

1. Amend page 5, following line 27 by inserting:
“Viral hemorrhagic septicemia surveillance 50,000”.
2. Amend page 6, line 1 by striking “7,940,100” and inserting \$7,990,100”.
3. Amend page 6, line 10 by striking “4,233,000” and inserting “\$4,283,000”.
4. And amending the totals, subtotals, and section 201 accordingly.
5. Amend page 24, following line 9 by inserting:

Sec. 457. From the funds appropriated in section 105 for viral hemorrhagic septicemia surveillance, the department shall work with aquaculture facilities and aquaculture researchers to identify, contain, and eradicate viral hemorrhagic septicemia in this state. The department’s actions under this section shall include, but are not limited to, on-site inspection and testing of aquaculture facilities and aquaculture researchers as provided under the Michigan aquaculture development act, 1996 PA 199, MCL 286.877.”.

Representative Lahti supported the motion.

The motion prevailed by a vote of 28-0-0.

FAVORABLE ROLL CALL:

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Representative Hansen moved to adopt the following amendment to SB 222 substitute (H-1)
Draft 1:

1. Amend page 18, line 9, by striking out all of Sec. 228.

Representative Acciavatti supported the motion.

The motion did not prevail by a vote of 11-17-0.

UNFAVORABLE ROLL CALL:

YEAS: Representatives Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss and Nofs.

NAYS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, and Vagnozzi.

PASS:None.

Chairman Cushingberry recognized Joe Rivet of the Michigan Association of Drain Commissioners wishing to speak in opposition of the bill due to loss of funding for intercounty drains.

Representative Hansen moved to adopt the following amendment to SB 222 substitute (H-1)
Draft 1:

1. Amend page 24, following line 9, by inserting:

“Sec. 457. Funds appropriated in Article 1 of 2006 PA 345 for animal health and welfare programs, shall not lapse but shall carry forward and be appropriated to fund department activities under Section 7 of the Michigan aquaculture development act, 1996 PA 199, MCL 286.877.”

Representative Espinoza supported the amendment.

The motion prevailed by a vote of 28-0-0.

FAVORABLE ROLL CALL:

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Representative Hansen moved to adopt the following amendment to the bill as follows:

1. Amend page 26, following line 4, by inserting:

“ Section 703. From the appropriation in part 1 for agriculture development, \$30,000.00 shall be provided to the northwest Michigan horticultural research station.”

Representative Acciavatti supported the motion.

The motion did not prevail by a vote of 3-17-8.

UNFAVORABLE ROLL CALL:

YEAS: Representatives McDowell, Hansen, and Nofs.

NAYS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, Alma Smith, Spade, Vagnozzi, and

Brandenburg.

PASS: Representative Acciavatti, Caswell, Shaffer, Amos, Booher, Proos, Agema, Moss.

Representative Espinoza moved to report SB 222 substitute (H-1) Draft 1 as amended, as substitute (H-1).

Representative Bennett supported the motion.

The motion prevailed by a vote of 17-0-11.

FAVORABLE ROLL CALL

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, and Vagnozzi.

NAYS: None.

PASS: Representatives Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

Chairman Cushingberry announced the Committee would proceed to take up the transfer package on the agenda.

The Chairman called on House Fiscal Agency staff member Margaret Alston to give further explanation of the transfers and to answer questions.

Representative Gillard moved to approve the transfers for Human Services and Higher Education.

Representative Byrnes supported the motion.

The motion prevailed by a vote 28-0-0.

FAVORABLE ROLL CALL:

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Representative Hood moved to approve the minutes of the meeting held on August 21, 2007. Representative McDowell supported the motion. Without objection the motion prevailed by unanimous consent.

The committee stood at ease at 10 a.m.

Chairman Cushingberry called the committee back to order 10:20 a.m.

Representative Smith moved to excuse absent members. Representative Gonzales supported the motion. Without objection the motion prevailed by unanimous consent.

There being no further business before the committee and seeing no objection, Chairman Cushingberry adjourned the meeting, the time being 11:05 a.m.

Representative George Cushingberry, Jr. Chair _____
Darlene Moore, Committee Clerk, (517) 373-2994